

**MINUTES OF THE COURT OF APPEAL
STATE OF CALIFORNIA
SECOND APPELLATE DISTRICT**

November 9, 1999

DIVISION ONE

B133719 Kathy K. and Timothy B. (Not for Publication)
v.
Superior Court, Los Angeles County
(Los Angeles County Department of Children and Family Services, r.p.i.)

The petition for extraordinary writ is denied.

Ortega, J.

We concur: Spencer, P.J.
Vogel (Miriam A.), J.

B128545 People (Not for Publication)
v.
Garcia

The judgment is affirmed.

Ortega, Acting P.J.

We concur: Vogel (Miriam A.), J.
Masterson, J.

B116709 People (Not for Publication)
v.
McCoy

The judgment is affirmed.

Ortega, J.

We concur: Spencer, P.J.
Vogel (Miriam A.), J.

DIVISION ONE (Continued)

B130965 Los Angeles County, D.C.F.S. (Not for Publication)
 v.
 Edmond M.

The March 23, 1999 juvenile court order terminating father's parental rights
is affirmed.

Ortega, J.

We concur: Spencer, P.J.
 Masterson, J.

B128545 People (Not for Publication)
 v.
 Garcia

The judgment is affirmed.

Ortega, Acting P.J.

We concur: Vogel (Miriam A.), J.
 Masterson, J.

B116709 People (Not for Publication)
 v.
 McCoy

The judgment is affirmed.

Ortega, J.

We concur: Spencer, P.J.
 Vogel (Miriam A.), J.

November 9, 1999-Continued

DIVISION ONE (Continued)

B130965 Los Angeles County, D.C.F.S. (Not for Publication)
 v.
 Edmond M.

The March 23, 1999, juvenile court order terminating father's parental rights is affirmed.

Ortega, J.

We concur: Spencer, P.J.
 Masterson, J.

B121660 People
 v.
 Hernandez

Filed order recalling remittitur and vacating opinion filed July 28, 1999.
Opinion refiled as of November 9, 1999.

DIVISION TWO

B128719 Romarian K. Pruitt (Not for Publication)
 v.
 Vicky Pruitt

The judgment is affirmed.

Nott, Acting P.J.

We concur: Zebrowski, J.
 Mallano, J. (Assigned)

DIVISION THREE

B115750 People (Not for Publication)
v.
Juarez

The judgment is modified to reflect the imposition of consecutive, three-year firearm use enhancements on counts 1,3,4 and 5, and to reflect the imposition of a \$1,000 parole revocation fine. As modified, the judgment is affirmed. The superior court is directed to prepare an amended abstract of judgment accordingly.

Klein, P.J.

We concur: Kitching, J.
 Croskey, J.

B131978 People (Not for Publication)
v.
Saintecy

The judgment (order revoking probation) is affirmed.

Klein, P.J.

We concur: Croskey, J.
 Kitching, J.

B126052 Donald Cornell (Not for Publication)
v.
Department of Motor Vehicles et al.

The award of attorney fees is affirmed. Cornell is awarded costs on appeal. We deny Cornell's request for attorney fees on appeal.

Kitching, J.

We concur: Croskey, Acting P.J.
 Aldrich, J.

DIVISION THREE (Continued)

B130536 Los Angeles County, D.C.F.S. (Not for Publication)
 v.
 Eva-Marie O.

The appeal is dismissed.

Klein, P.J.

We concur: Croskey, J.
 Kitching, J.

DIVISION FOUR

B132357 Apri Insurance Company (Certified for Publication)
 v.
 S.C.L.A.
 Schatteman (RPI)

The petition for writ of mandate is granted. The trial court is directed to vacate its order granting the motion for reconsideration and denying the motion to quash. Petitioner APRI is to have its costs on this writ proceeding.

Epstein, J.

We concur: Vogel (C.S.), P.J.
 Hastings, J.

DIVISION FIVE

B122681 Bernice Siegel (Not for Publication)
 v.
 Ronald W. Strahan

The judgment is affirmed. Defendant is to recover his costs from plaintiff.

Turner, P.J.

We concur: Armstrong, J.
 Godoy Perez, J.

DIVISION FIVE (Continued)

B113808 Barbara Brock et al. (Not for Publication)
v.
Air Products & Chemicals Inc., et al.

The opinion issued by this court on May 28, 1998, is vacated. The judgment of dismissal is reversed. The order sustaining defendants' demurrers is affirmed. The order denying leave to amend as to seven of eight causes of action is reversed. On remand, plaintiffs shall be given a reasonable opportunity to amend their complaint, including their negligence claim, consistent with *Bockrath v. Aldrich Chemical Co.* (1999) 21 Cal.4th 71, 77-85. In the interests of justice, the parties shall bear their own costs on appeal.

Turner, P.J.

We concur: Armstrong, J.
 Godoy Perez, J.

B108555 Thomas A. Bockrath (Not for Publication)
v.
Aldrich Chemical Company, Inc., et al.

The matter is remanded to the trial court for further proceedings consistent with the Supreme Court's opinion in *Bockrath*. Plaintiff shall be granted reasonable opportunity to amend his complaint. In the interest of justice, the parties shall bear their own costs on appeal.

Turner, P.J.

We concur: Armstrong, J.
 Godoy Perez, J.

DIVISION FIVE (Continued)

B127733 People (Not for Publication)
v.
Mario Chavez

The judgment is modified to reflect the imposition of the \$200 Penal Code section 1202.45 restitution fine discussed in the body of this opinion. The judgment is further modified to impose penalty assessments of \$50 pursuant to Penal Code section 1464 and \$35 as required by Government code section 76000. As modified, the judgment is affirmed.

Turner, P.J.

We concur: Grignon, J.
Godoy Perez, J.

B131759 People (Not for Publication)
v.
Victor Manuel Michel

The order reinstating probation is modified to reflect an extension date of October 20, 2002. As modified, the order is affirmed.

Grignon, Acting P.J.

We concur: Armstrong, J.
 Godoy Perez, J.

DIVISION SIX

B127721 Knoell (Certified for Publication)
v.
Petrovich

The judgment is affirmed. Attorney Petrovich is awarded costs on appeal.

Yegan, J.

We concur: Gilbert, Acting P.J.
 Coffee, J.

DIVISION SIX (Continued)

B126482 Marquette (Not for Publication)
 v.
 Marquette

The judgment is affirmed. Costs are awarded to respondent.

Matz, J. (Assigned)

We concur: Yegan, Acting P.J.
 Coffee, J.

B130479 Santa Barbara County
 Child Protective Services (Not for Publication)
 v.
 Laura K.
 In re Jeremy J., a Person Coming Under the Juvenile Court Law.

The judgment is affirmed.

Gilbert, Acting P.J.

We concur: Yegan, J.
 Coffee, J.

B133094 People (Not for Publication)
 v.
 Snyder

The judgment is affirmed.

Gilbert, Acting P.J.

We concur: Yegan, J.
 Coffee, J.

November 9, 1999-Continued

DIVISION SIX (Continued)

B132980 People v. Zamora (Not for Publication)

The judgment is affirmed.

Yegan, J.

We concur: Gilbert, Acting P.J.
 Coffee, J.

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The judgment is affirmed.

Yegan, J.

We concur: Gilbert, Acting P.J.
 Coffee, J.

B131297 People (Not for Publication)
v.
Deluna

The judgment is affirmed.

Gilbert, Acting P.J.

We concur: Yegan, J.
Coffee, J.

November 9, 1999-Continued

DIVISION SIX (Continued)

B131756 People (Not for Publication)
v.
Ambrus

The judgment is affirmed.

Yegan, J.

We concur: Gilbert, Acting P.J.
 Coffee, J.

B130740 People (Not for Publication)
v.
Evans

The judgment is affirmed.

Coffee, J.

We concur: Gilbert, Acting P.J.
 Yegan, J.

B131788 People (Not for Publication)
v.
Thomas

The judgment is affirmed.

Gilbert, Acting P.J.

We concur: Yegan, J.
Coffee, J.

DIVISION SEVEN

B123886 People (Not for Publication)
v.
Villanueva

The judgment is affirmed.

Woods, J.

I concur: Lillie, P.J.
I dissent: Johnson, J. (Opinion)

B133811 In re Cicily S., a Minor.
Teri F. (Not for Publication)
v.
Superior Court, Los Angeles County
(Children and Family Services, r.p.i.)

Because substantial evidence supports the juvenile court's order to conduct a hearing pursuant to section 366.26, the petition is denied on the merits.

Woods, J.

We concur: Lillie, P.J.
 Johnson, J.

B128310 People
v.
Small

Filed order denying petition for rehearing.